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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/737,118	12/14/2000	Thomas J. Holman	S63.2-9611	8512
490	7590	04/05/2006	EXAMINER	
VIDAS, ARRETT & STEINKRAUS, P.A. 6109 BLUE CIRCLE DRIVE SUITE 2000 MINNETONKA, MN 55343-9185			HO, UYEN T	
			ART UNIT	PAPER NUMBER
			3731	

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Interference

1. Applicant has suggested interference pursuant to 37 CFR 41.202 (a) in a communication filed 1/19/06.
2. Applicant failed to show how the claims correspond to one or more counts. See 37 CFR 41.202(a)(2) and MPEP § 2304.02(b).

Page 10 of the Remarks, Applicant indicated that claims 86-89 correspond to the Count but failed to show how the claims correspond to the count. Claim that depends from a claim corresponding to the Count does not means the claim corresponds to the Count. A claim corresponds to a count if the subject matter of the count, treated as prior art to the claim, would have anticipated or rendered obvious the subject matter of the claim. Applicant should indicate that claims 86-89 correspond or not correspond to the count because the claims are anticipated or obvious variants of the subject matter of the count or because the claims do not anticipated or obvious variants of the subject matter of the count (see 37 CFR 41.207).

3. Applicant's suggestion for interference under 37 CFR 41.202 (a) failed comply with paragraphs (a)(6) that provide a chart showing where the disclosure provides a constructive reduction to practice within the scope of the interfering subject matter for each constructive reduction to practice for which applicant wishes to be accorded benefit. Pages 13-14 of the Remarks, applicant provides a chart showing the interfering subject matter disclosed in application 09/737,118 but not in other Prior applications 09/528,613 and 09/034,434. Applicant failed to provide a claim chart showing the

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written description for each claim in the Prior Application. See 37 CFR 41.202(a)(6) and MPEP § 2304.02(d).

Applicant is given ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing date of this communication to correct the deficiency(ies). THE PROVISIONS OF 37 CFR 1.136 DO NOT APPLY TO THE TIME SPECIFIED IN THIS ACTION.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to (Jackie) Tan-Uyen T. Ho whose telephone number is 571-272-4696. The examiner can normally be reached on MULTIFLEX Mon. to Sat..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, ANHTUAN NGUYEN can be reached on 571-272-4963. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



(Jackie) Tan-Uyen T. Ho
Primary Examiner
Art Unit 3731

April 3, 2006